

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
<b>DECLARATION BY ROBERT GRISWOLD IN SUPPORT OF PETITION TO MAKE SPECIAL BECAUSE OF ACTUAL INFRINGEMENT</b>	Atty. Docket No. (Opt.) <b>CROSS1120-13</b>
Applicant <b>Geoffrey B. Hoes, et al.</b>	
Application Number <b>10/658,163</b>	Filed <b>September 9, 2003</b>
For <b>Storage Router and Method for Providing Virtual Local Storage</b>	
Group Art Unit <b>Unknown</b>	Examiner <b>Unknown</b>
Confirmation Number: <b>Unknown</b>	

**VIA FACSIMILE (703) 306-5404 and  
Express Mail**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**Certificate of Mailing Under 37 C.F.R. 1.10**

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EV351127304US in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 21, 2003.

  
Katherin Cope

I, Robert Griswold, Vice President of Technology and Information and Chief Technologist of Crossroads Systems, Inc. (assignee of the above-referenced application) do hereby make the following declarations:

1. The present application (United States Application Number 10/658,163) is an application filed September 9, 2001 as a continuation of U.S. Application Number 10/081,110, which in turn is a continuation of U.S. Application No. 09/354,682, now U.S. Patent No. 6,421,753, which in turn is a continuation of U.S. Application No. 09/001,799, now U.S. Patent No. 5,941,972.
2. The present application includes, among others, claims to a storage router for providing virtual local storage on remote storage devices across two fibre channel transport media.
3. I have become aware that an infringing device is currently on the market.

Gray Cary/AUW117814.1  
103671-990004

BEST AVAILABLE COPY.

Attorney Docket No.  
CROSS1120-13

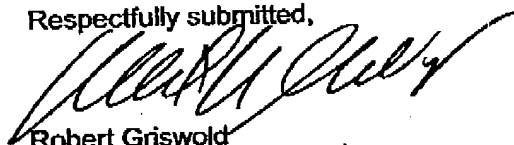
10/658,163  
Customer ID: 25094

2

4. I have made a rigid comparison of the infringing device with the storage router claims of the present application and it is my opinion that at least one of the claims is unquestionably infringed.

5. I have a good knowledge of the pertinent art.

Respectfully submitted,



Robert Griswold  
Vice President of Technology and Information  
Chief Technologist  
Crossroads Systems, Inc.

Date: November 21, 2003.

BEST AVAILABLE COPY

Gray Cary\AU\117814.1  
103671-990004